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**JUN 16 2005**

**EXAMINER:** David H. Kruse, Ph.D

**FROM:** John M. Sanders

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6/16/05*

**COMPANY:** U.S. Patent Office  
Art Unit 1638

**DATE:** June 16, 2005

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**NO. OF PAGES  
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8

**SUBJECT/MESSAGE:**

Serial No. 09/680,858; filed October 6, 2000  
Attorney Docket No. CIB-T104CX

1) Amendment to Non-Final Rejection

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AMENDMENT UNDER 37 CFR §1.116  
Examining Group 1638  
Patent Application  
Docket No. CIB-T104CX  
Serial No. 09/680,858

16 June 2005  
John M. Sanders  
John M. Sanders, Patent Attorney

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Examiner : David H. Kruse, Ph.D.  
Art Unit : 1638  
Applicants : Beetham *et al.*  
Serial No. : 09/680,858  
Conf. No. : 9880  
Filed : October 6, 2002  
For : Compositions and Methods for Plant Genetic Modification

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

**AMENDMENT TO NON-FINAL REJECTION**

Sir:

In response to the Office Action mailed 16 March 2005, the Applicants respectfully request reconsideration of Claims 24 and 28-38 in view of the following amendment and remarks as well as consideration of newly added Claims 39-41.

Please amend the above-referenced patent application as follows:

CIB-T104CX DRAFT Response June 2005